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Amendment No. 7 to SJR0139

**Kurita
Signature of Sponsor**

AMEND Senate Joint Resolution No. 139*

by deleting the language of the resolution in its entirety and by substituting instead the following:

A RESOLUTION to propose amendments to Article III of the
Constitution of Tennessee, relative to the offices
of lieutenant governor and secretary of state.

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED FIFTH GENERAL
ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES
CONCURRING, That a majority of all the members of each house concurring, as shown
by the yeas and nays entered on their journals, that it is proposed:

That Article III of the Constitution of Tennessee be amended by adding the
following language as Section 19:

Section 19.

A lieutenant governor shall be popularly elected by the qualified
voters of the state at the same time and for the same term as the
governor. The manner of such election shall be determined by general
law. The lieutenant governor's qualifications shall, in all respects, be the
same as the governor. A person may be eligible to succeed in office as
lieutenant governor for additional four-year terms, provided that no person
shall be eligible for election to more than two terms consecutively,
including an election to a partial term. The lieutenant governor shall, at
stated times, receive compensation for services, which shall not be
increased or diminished during the period for which he or she shall have
been elected. The lieutenant governor shall perform such duties as the
governor shall assign or the general assembly shall prescribe by law.

And that Article III of the Constitution of Tennessee be amended by deleting Section 12 in its entirety and by substituting instead the following:

Section 12.

(a) As prescribed by general law or at the request of the governor, the lieutenant governor shall act as governor in case of the governor's temporary incapacity or absence from the state.

(b) In case of the death, resignation or removal from office of the governor, the powers and duties of the office of governor shall devolve on the lieutenant governor; and in case of the death, resignation or removal from office of the lieutenant governor, the powers and duties of the office of governor shall devolve on the secretary of state; and in case of the death, resignation or removal from office of the secretary of state, the powers and duties of the office of governor shall devolve on the speaker of the senate; and in case of the death, resignation or removal from office of the speaker of the senate, the power and duties of the office of governor shall devolve on the speaker of the house of representatives; and in case of the death, resignation or removal from office of the speaker of the house of representatives, the power and duties of the office of governor shall devolve as determined by general law.

And that Article III of the Constitution of Tennessee be amended by deleting Section 17 in its entirety and by substituting instead the following:

Section 17.

A secretary of state shall be popularly elected by the qualified voters of the state and shall hold office for a term of four years and until a successor is elected and qualified. The secretary of state shall be at least thirty years of age, shall be a citizen of the United States, and shall have been a citizen of this state for a period of at least five years immediately preceding the election. The secretary of state shall keep a fair register of

all the official acts and proceedings of the governor and shall, when required, lay the same, and all papers, minutes and vouchers relative thereto, before the general assembly. The secretary of state shall perform such other duties as the general assembly shall prescribe by law.

BE IT FURTHER RESOLVED, That upon ratification of the amendments proposed herein at the 2010 November general election, popular elections for secretary of state shall be held at the 2012 November general election and every four years thereafter; provided, however, until the 2012 November general election, the general assembly shall continue to appoint the secretary of state by joint vote of both houses.

BE IT FURTHER RESOLVED, That upon ratification of the amendments proposed herein at the 2010 November general election, popular elections for lieutenant governor shall be held at the 2014 November general election and every four years thereafter; provided, however, until the 2014 November general election, the speaker of the senate shall continue to be lieutenant governor.

BE IT FURTHER RESOLVED, That the foregoing be referred to the One Hundred Sixth General Assembly and that this resolution proposing such amendments be published by the secretary of state in accordance with Article XI, Section 3 of the Constitution of Tennessee.

BE IT FURTHER RESOLVED, That the clerk of the senate is directed to deliver a copy of this resolution to the secretary of state.